

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

BOSTON COLLEGE
Employer

and

Case 01-RC-194148

BOSTON COLLEGE GRADUATE EMPLOYEE
UNION-UNITED AUTO WORKERS

Petitioner

ORDER

The Employer's request to stay the election or to impound the ballots is denied.

MARK GASTON PEARCE, MEMBER

LAUREN McFERRAN, MEMBER

Dated, Washington, D.C., September 11, 2017.

Chairman Miscimarra, dissenting:

Without prejudging the merits of the request for review, given the unusual circumstances—i.e., where a certification of the Union would impose on the Employer a duty to bargain on request, even though the Board may lack jurisdiction and the certification may run afoul of the First Amendment—I would grant the motion for a stay until the Board's disposition of the Employer's request for review.

PHILIP A. MISCIMARRA, CHAIRMAN